

JAN 18 2008

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U.S. COURT OF APPEALS

NOT FOR PUBLICATION

UNITED STATES COURT OF APPEALS

FOR THE NINTH CIRCUIT

SERGIO MARTINEZ RODRIGUEZ; et  
al.,

Petitioners,

v.

MICHAEL B. MUKASEY, Attorney  
General,

Respondent.

No. 06-75206

Agency Nos. A75-746-232  
A75-746-233

MEMORANDUM<sup>\*</sup>

On Petition for Review of an Order of the  
Board of Immigration Appeals

Submitted January 14, 2008\*\*

Before: HALL, O'SCANNLAIN, and PAEZ, Circuit Judges.

Sergio Martinez Rodriguez and Maria Del Carmen Carmen Martinez,  
natives and citizens of Mexico, petition pro se for review of the Board of

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<sup>\*</sup> This disposition is not appropriate for publication and is not precedent except as provided by 9th Cir. R. 36-3.

<sup>\*\*</sup> The panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

Immigration Appeals denial of their third motion to reconsider the underlying denial of their application for cancellation of removal.

Petitioners fail to raise any contentions regarding whether their third motion to reopen exceeded the numerical limitations set forth in 8 C.F.R. § 1003.2(c)(2).

Accordingly, they have waived any challenge to the BIA's sole ground for denying their third motion to reopen. *See Martinez-Serrano v. INS*, 94 F.3d 1256, 1259-60 (9th Cir. 1996) (holding that issues not specifically raised and argued in a party's opening brief are waived).

**PETITION FOR REVIEW DENIED.**